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**BEFORE THE  
BOARD OF PSYCHOLOGY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

ROSALIE CHAPMAN, PH.D.  
9667 Easter Way  
San Diego, California 92121

Psychologist License No. PSY 4164

Respondent.

Case No W259

OAH No. L-2003080597

**DECISION AND ORDER**

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Psychology, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on January 20, 2005.

It is so ORDERED December 21, 2004.

*Jacqueline B. Horn, Ph.D.*  
\_\_\_\_\_  
FOR THE BOARD OF PSYCHOLOGY  
DEPARTMENT OF CONSUMER AFFAIRS  
JACQUELINE HORN, PH.D.  
PRESIDENT

1 BILL LOCKYER, Attorney General  
of the State of California  
2 RICHARD D. HENDLIN, State Bar No. 76742  
Deputy Attorney General  
3 California Department of Justice  
110 West "A" Street, Suite 1100  
4 San Diego, CA 92101

5 P.O. Box 85266  
San Diego, CA 92186-5266  
6 Telephone: (619) 645-2071  
7 Facsimile: (619) 645-2061

8 Attorneys for Complainant

9 **BEFORE THE**  
**BOARD OF PSYCHOLOGY**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

12 ROSALIE CHAPMAN, PH.D.  
9667 Easter Way  
13 San Diego, CA 92121

14 Psychologist License No. PSY 4164

15 Respondent.  
16

Case No. W259

OAH No. L-2003080597

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

17  
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
19 proceeding that the following matters are true:

20 **PARTIES**

21 1. Thomas S. O'Connor (Complainant) is the Executive Officer of the Board  
22 of Psychology. He brought this action solely in his official capacity and is represented in this  
23 matter by Bill Lockyer, Attorney General of the State of California, by Richard D. Hendlin,  
24 Deputy Attorney General.

25 2. ROSALIE CHAPMAN, Ph.D. (Respondent) is represented in this  
26 proceeding by attorney Carlo Coppo, whose address is DiCaro, Coppo & Popcke, 6183 Paseo  
27 Del Norte, Suite 250, Carlsbad, CA 92009.

28 ///

3. On or about June 26, 1974, the Board of Psychology issued Psychologist License No. PSY 4164 to ROSALIE CHAPMAN, Ph.D.. The License was in full force and effect at all times relevant to the charges brought in Accusation No. W259 and will expire on September 30, 2004, unless renewed.

## JURISDICTION

4. Accusation No. W259 was filed before the Board of Psychology (Board), Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on July 7, 2003. Respondent timely filed her Notice of Defense contesting the Accusation. A copy of Accusation No. W259 is attached as exhibit A and incorporated herein by reference.

## ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. W259 Respondent also has carefully read, fully discussed with counsel, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

## CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Accusation No. W259 agrees that cause exists for discipline and hereby surrenders her Psychologist License No. PSY 4164 for the Board's formal acceptance.

9. Respondent understands that by signing this stipulation she enables the Board to issue an order accepting the surrender of her Psychologist License without further process.

## CONTINGENCY

10. This stipulation shall be subject to approval by the Board of Psychology. Respondent understands and agrees that counsel for Complainant and the staff of the Board of Psychology may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent or her counsel. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

11. This Stipulated Settlement and Disciplinary Order is intended by the parties herein to be an integrated writing representing the complete, final and exclusive embodiment of the agreements of the parties.

12. The parties understand and agree that facsimile copies of this Stipulated Surrender of License and Order, including facsimile signatures thereto, shall have the same force and effect as the originals.

13. In consideration of the foregoing admissions and stipulations, the parties agree that the (Board) may, without further notice or formal proceeding, issue and enter the following Order:

## ORDER

IT IS HEREBY ORDERED that Psychologist License No. PSY 4164, issued to Respondent ROSALIE CHAPMAN, Ph.D. is surrendered and accepted by the Board of Psychology.

///

1                   14.     The surrender of Respondent's Psychologist License and the acceptance of  
2 the surrendered license by the Board shall constitute the imposition of discipline against  
3 Respondent. This stipulation constitutes a record of the discipline and shall become a part of  
4 Respondent's license history with the Board.

5                   15.     Respondent shall lose all rights and privileges as a psychologist in  
6 California as of the effective date of the Board's Decision and Order.

7                   16.     Respondent shall cause to be delivered to the Board both her License  
8 wall and pocket license certificate on or before the effective date of the Decision and Order.

9                   17.     Respondent fully understands and agrees that if she ever files an  
10 application for licensure or a petition for reinstatement in the State of California, the Board shall  
11 treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations  
12 and procedures for reinstatement of a revoked license in effect at the time the petition is filed,  
13 and all of the charges and allegations contained in Accusation No. W259 shall be  
14 deemed to be true, correct, and admitted by Respondent when the Board determines whether to  
15 grant or deny the petition.

16  
17                   18.     Should Respondent ever apply or reapply for a new license or certification,  
18 or petition for reinstatement of a license, by any other health care licensing agency in the State of  
19 California, all of the charges and allegations contained in Accusation, No. W259 shall  
20 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
21 Issues or any other proceeding seeking to deny or restrict licensure.

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1 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
2 Issues or any other proceeding seeking to deny or restrict licensure.

3 ACCEPTANCE

4 I have carefully read the above Stipulated Surrender of License and Order and  
5 have fully discussed it with my attorney, Carlo Coppo. I understand the stipulation and the effect  
6 it will have on my Psychologist License. I enter into this Stipulated Surrender of License and  
7 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order  
8 of the Board of Psychology.

9 DATED: 10-4-04.

10  
11   
12 ROSALIE CHAPMAN, Ph.D.  
Respondent

13 I have read and fully discussed with Respondent ROSALIE CHAPMAN, Ph.D.  
14 the terms and conditions and other matters contained in this Stipulated Surrender of License and  
15 Order. I approve its form and content.

16 DATED: 10-4-04.

17  
18 CARLO COPPO  
Attorney for Respondent

19 ENDORSEMENT

20 The foregoing Stipulated Surrender of License and Order is hereby respectfully  
21 submitted for consideration by the Board of Psychology of the Department of Consumer Affairs.

22 DATED: \_\_\_\_\_.

23 BILL LOCKYER, Attorney General  
24 of the State of California

25  
26 RICHARD D. HENDLIN  
Deputy Attorney General

27 Attorneys for Complainant

28 03598160-SD2003AD0209

1 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
2 Issues or any other proceeding seeking to deny or restrict licensure.

3 ACCEPTANCE

4 I have carefully read the above Stipulated Surrender of License and Order and  
5 have fully discussed it with my attorney, Carlo Coppo. I understand the stipulation and the effect  
6 it will have on my Psychologist License. I enter into this Stipulated Surrender of License and  
7 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order  
8 of the Board of Psychology.

9 DATED: 10-4-04

10  
11   
12 ROSALIE CHAPMAN, Ph.D.  
Respondent

13 I have read and fully discussed with Respondent ROSALIE CHAPMAN, Ph.D.  
14 the terms and conditions and other matters contained in this Stipulated Surrender of License and  
15 Order. I approve its form and content.

16 DATED: 10-4-04

17   
18 CARLO COPPO  
Attorney for Respondent

19 ENDORSEMENT

20 The foregoing Stipulated Surrender of License and Order is hereby respectfully  
21 submitted for consideration by the Board of Psychology of the Department of Consumer Affairs.

22 DATED: \_\_\_\_\_

23 BILL LOCKYER, Attorney General  
24 of the State of California

25 RICHARD D. HENDLIN  
26 Deputy Attorney General

27 Attorneys for Complainant

28 03598160-SD2003AD0209

09/27/2004

16:37

Dept. of Justice + 917609180008

NO.227 0006

1 be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
2 Issues or any other proceeding seeking to deny or restrict licensure.

3 ACCEPTANCE

4 I have carefully read the above Stipulated Surrender of License and Order and  
5 have fully discussed it with my attorney, Carlo Coppo. I understand the stipulation and the effect  
6 it will have on my Psychologist License. I enter into this Stipulated Surrender of License and  
7 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order  
8 of the Board of Psychology.

9 DATED: 10-4-04

10  
11   
12 ROSALIE CHAPMAN, Ph.D.  
Respondent

13 I have read and fully discussed with Respondent ROSALIE CHAPMAN, Ph.D.  
14 the terms and conditions and other matters contained in this Stipulated Surrender of License and  
15 Order. I approve its form and content.

16 DATED: 10-4-04

17   
18 CARLO COPPO  
Attorney for Respondent

19 ENDORSEMENT

20 The foregoing Stipulated Surrender of License and Order is hereby respectfully  
21 submitted for consideration by the Board of Psychology of the Department of Consumer Affairs.

22 DATED: Oct. 6, 2004

23 BILL LOCKYER, Attorney General  
of the State of California

24   
25 RICHARD D. HENDLIN  
26 Deputy Attorney General

27 Attorneys for Complainant

28 03598160-SD2003AJ0209



**Exhibit A**

**Accusation No. W259**

BILL LOCKYER, Attorney General  
of the State of California  
RICHARD D. HENDLIN, State Bar No. 76742  
Deputy Attorney General  
California Department of Justice  
110 West "A" Street, Suite 1100  
San Diego, CA 92101

P.O. Box 85266  
San Diego, CA 92186-5266  
Telephone: (619) 645-2071  
Facsimile: (619) 645-2061

Attorneys for Complainant

FILED  
STATE OF CALIFORNIA  
BOARD OF PSYCHOLOGY  
SACRAMENTO July 1 20 03  
BY *M. Jackman* ANALYST

**BEFORE THE  
BOARD OF PSYCHOLOGY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. W259

ROSALIE CHAPMAN, PH.D.  
9834 Genesee Avenue, #416  
La Jolla, California 92037

**ACCUSATION**

Psychologist License No. PSY 4164

Respondent.

Complainant alleges:

**PARTIES**

1. Thomas S. O'Connor (Complainant) brings this Accusation solely in his official capacity as the Executive Officer of the Board of Psychology, Department of Consumer Affairs.

2. On or about June 26, 1974, the Board of Psychology issued Psychologist License Number PSY 4164 to ROSALIE CHAPMAN, Ph.D. (Respondent). The Psychologist License was in full force and effect at all times relevant to the charges brought herein and will expire on September 30, 2004, unless renewed.

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1 (m) The suspension, revocation or imposition of probationary  
2 conditions by another state or country of a license or certificate to practice  
3 psychology or as a psychological assistant issued by that state or country to  
4 a person also holding a license or registration issued under this chapter if  
the act for which the disciplinary action was taken constitutes a violation  
of this section.

5 (n) The commission of any dishonest, corrupt, or fraudulent act.

6 (o) Any act of sexual abuse, or sexual relations with a patient or  
7 former patient within two years following termination of therapy, or sexual  
8 misconduct that is substantially related to the qualifications, functions or  
duties of a psychologist or psychological assistant or registered  
psychologist.

9 (p) Functioning outside of his or her particular field or fields of  
10 competence as established by his or her education, training, and  
experience.

11 (q) Willful failure to submit, on behalf of an applicant for  
licensure, verification of supervised experience to the board.

12 (r) Repeated acts of negligence.

13 5. Section 125.3 of the Code states, in pertinent part, that the Board may  
14 request the administrative law judge to direct a licentiate found to have committed a violation or  
15 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation  
16 and enforcement of the case.

#### 17 FIRST CAUSE FOR DISCIPLINE

##### 18 (Self-Use of Drugs or Alcohol)

19 6. Respondent is subject to disciplinary action under section 2960 (b) in that  
20 she has used alcohol and/or drugs to an extent she is dangerous to herself and the public, or to an  
21 extent that this use impairs her ability to perform the work of a psychologist with safety to the  
22 public. The circumstances are as follows:

23 A. In 2002, one of respondent's associates, Dr. R.H. informed the  
24 Board of psychology of respondent's deteriorating condition. Dr. R.H. reported that respondent  
25 had been terminated from a supervision position with the U.S. Navy for showing up at a facility  
26 with alcohol on her breath.

27 B. In the past years, both Dr. R. H., and another colleague Dr. J.H.,  
28 reported smelling alcohol on respondent's breath at the office. On or about April 2, 2002, after

1 an inquiry from one of respondent's patients, Dr. J.H. found respondent in her office in a  
2 stuporous condition, with slurred speech. Dr. J.H. asked respondent not to try to drive, and later  
3 found her trying to get into someone else's car. Respondent spent the night at the office.

4 C. On or about June 25, 2002, Dr. J.L., who rents space in the same  
5 building as respondent, found her in a stupor. She acknowledged she had been drinking, but left  
6 the office in her car. Dr. R.H. went into respondent's office and found a half empty 1.5 liter  
7 bottle of wine.

8 D. On or about June 26, 2002, Drs. R.H., J.H., and respondent all  
9 signed a contract in which respondent promised to rehabilitate.

10 E. Three weeks later, on or about July 19, 2002, Dr. J.H. found  
11 respondent under the influence at the office. That same day a patient reported to Dr. R.H. that  
12 respondent had missed the patient's appointment for the third time.

13 F. On or about July 23, 2002, respondent did not come into the office  
14 for her scheduled appointments, nor did she adequately inform the staff of her absence. The  
15 secretary who spoke with respondent at home told Dr. R.H. that respondent sounded inebriated  
16 over the telephone.

17 G. On or about September 8, 2002, respondent's mother called Dr. R.  
18 H. and advised him she had found respondent drunk at home. Respondent was taken to an  
19 emergency room in the La Jolla area where respondent refused the recommended detoxification  
20 program.

21 H. On or about November 23, 2002, respondent was admitted to  
22 Scripps Memorial Hospital after a 911 call was made after respondent crawled outside her home  
23 looking for help. She admitted to drinking a gallon of wine the previous day and waking with  
24 tremors. She was admitted for treatment of acute alcohol withdrawal. Respondent was again  
25 treated for alcohol withdrawal on or about January 17, 2003, in the emergency department of  
26 Scrips Memorial.

27 I. On or about February 20, 2003, respondent completed the in-house  
28 rehabilitation program at Scripps McDonald's Center.

1                   7.       Paragraph 6, A through I, demonstrates that respondent has violated  
2 section 2960 (b) by using alcohol and/or drugs to an extent that she is dangerous to herself and  
3 the public, and/or to an extent that this use impairs her ability to perform the work of a  
4 psychologist with safety to the public.

5                                   SECOND CAUSE FOR DISCIPLINE

6                                   (Gross Negligence, Repeated Negligent Acts)

7                   8.       Respondent is subject to disciplinary action under sections 2960 (j) and (r)  
8 in that respondent committed gross negligence and repeated acts of negligence by failing to  
9 recognize that her alcohol and/or drug abuse compromised her ability to effectively practice  
10 psychology and provide safe, adequate treatment to her clients. Paragraph 6, A through I, is  
11 incorporated by reference herein as if fully set forth.

12                                   PRAYER

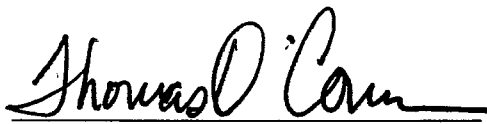
13                   WHEREFORE, Complainant requests that a hearing be held on the matters herein  
14 alleged, and that following the hearing, the Board of Psychology issue a decision:

15                   1.       Revoking or suspending Psychologist License Number PSY 4164, issued  
16 to ROSALIE CHAPMAN, Ph.D.;

17                   2.       Ordering ROSALIE CHAPMAN, Ph.D. to pay the Board of Psychology  
18 the reasonable costs of the investigation and enforcement of this case, and, if placed on  
19 probation, the costs of probation monitoring;

20                   3.       Taking such other and further action as deemed necessary and proper.

21 DATED: August 9, 2003

22  
23                                     
24 THOMAS S. O'CONNOR  
25 Executive Officer  
26 Board of Psychology  
27 Department of Consumer Affairs  
28 State of California  
Complainant

03598160-SD2003AD0209  
i:\all\Zeigen\Chapman.acc.wpd  
SHZ:vc

**DECLARATION OF SERVICE BY CERTIFIED MAIL**

In the Matter of the Accusation

Filed Against: Rosalie Chapman, Ph.D.

No: W259

I, the undersigned, declare that I am over 18 years of age and not a party to the within cause; my business address is 1422 Howe Avenue, Ste. 22, Sacramento, California 95825. I served a true copy of the attached:

**DECISION AND ORDER**

by mail on each of the following, by placing same in an envelope (or envelopes) addressed (respectively) as follows:

**NAME AND ADDRESS**

**CERT NO.**

Rosalie Chapman, Ph.D.  
Psychology Associates  
P.O. Box 927933  
San Diego, CA 92192-7933

7002 0860 0004 1219 6187

Rosalie Chapman, Ph.D.  
9667 Easter Way  
San Diego, CA 92121

7002 0860 0004 1219 6170

Carlo Coppo, Esq.  
DiCaro, Coppo, Popcke  
6183 Paseo Del Norte, Ste. 250  
Carlsbad, CA 92009

Richard Hendlin  
Deputy Attorney General  
California Department of Justice  
110 West A Street, Ste. 1100  
San Diego, CA 92101

Each said envelope was then, on December 21, 2004, sealed and deposited in the United States mail at Sacramento, California, the county in which I am employed, as certified mail, with the postage thereon fully prepaid, and return receipt requested.

Executed on December 21, 2004, at Sacramento, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.



Kathi Burns  
DECLARANT